

JEFFREY M. FORSTER (SBN 50519)
160 West Santa Clara Street, Suite 1100
San Jose, CA 95113
Telephone: (408) 977-3137
Facsimile: (408) 977-3141
Email: jforstr@pacbell.net

STEVEN R. LEVY (State Bar No. 103164)
17670 Woodland Avenue
Morgan Hill, CA 95037
Telephone: (408) 274-7000
Facsimile: (408) 274-9000
Email: slevy@bigfoot.com

E-FILED - 11/18/08

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

**YU-SZE YEN; CLARICE ARNE; MIKE
 BAKER; JUAN BETTAGLIO AND
 BRENDA BETTAGLIO, individually and
 as Trustees of the Bettaglio Family Trust;
 MIKE BROGDON AND RENEE
 BROGDON, individually and as Trustees
 of the Brogdon Family Trust; DIANNE
 BRYSON; JAMES BRYSON; WAYNE
 CANTO AND CANDISE CANTO;
 FRANK CARBAJAL AND MEGAN
 CARBAJAL; KWEI CHOONG; JASON
 COLYAR; JIM COATES; JKAT
 PROPERTIES, LLC, a California limited
 liability company; MARK DELMAN AND
 KATHLEEN DELMAN; TIMOTHY
 GALE AND LORI GALE; ERIC GOLD;
 JACK GREER AND DIANE GREER;
 JERRY HUGHES AND RHONDA
 HUGHES; JEFF LAWRENCE; TINA
 McCRAW; BRUCE MEEKER AND
 DEBORAH MEEKER; MATT ROGERS
 AND JULIE ROGERS; DAVID SAMS;
 CYNTHIA SEMENOFF; BRIAN STARR
 AND DEBRA STARR; JEFFREY
 STEELE; NICOLE STEELE; LAURA
 STEELE; LEN AND JAN TURNER;
 IRVIN URBANSKI AND YOLANDA
 URBANSKI; KATHY URY; MARK VAN
 BUHLER; BOB WINGER AND NANCY
 WINGER; JAMES WONG; CHARLIN
 YEN,**

Plaintiffs,

v.

CASE NO.: C 08-03535 RMW

**STIPULATION AND ORDER
 CONTINUING CASE MANAGEMENT
 CONFERENCE**

Judge: Hon. Ronald M. Whyte
Courtroom: 6 (4th Floor)

Complaint Filed: July 23, 2008

Trial Date: None

JURY TRIAL DEMANDED

1 **RONALD BUCHHOLZ; CHARICE**
 2 **FISCHER, formerly known and a.k.a.,**
 3 **Charice Buchholz; SOLOMON CAPITAL,**
 4 **LLC, a Nevada limited liability company;**
 5 **RNC HOLDINGS, LLC, a Nevada limited**
 6 **liability company; LUXURY**
 7 **DEVELOPMENT FUND, LLC, a**
 8 **Delaware limited liability company;**
 9 **EQUITY ENTERPRISES, INC., a**
 10 **California corporation; EQUITY**
 11 **ENTERPRISES-NEVADA, INC., a**
 12 **Nevada corporation; EQUITY**
 13 **ENTERPRISE MANAGEMENT, INC.;**
 14 **ALABANZA, INC., formerly a California**
 15 **corporation; JONATHON VENTO;**
 16 **GRACE CAPITAL, LLC dba GRACE**
 17 **COMMUNITIES, an Arizona limited**
 18 **liability company; DONALD ZELEZNAK;**
 19 **ZELEZNAK PROPERTY**
 20 **MANAGEMENT, LLC dba KELLER**
 21 **WILLIAMS REALTY, an Arizona limited**
 22 **liability company; KELLER WILLIAMS**
 23 **REALTY, INC., a Texas corporation;**
 24 **Z LOFTS, LLC, an Arizona limited**
 25 **liability company; PASTOR WILLIAM E.**
 26 **BUCHHOLZ; FAMILY COMMUNITY**
 27 **CHURCH, a California corporate entity;**
 28 **RDB DEVELOPMENT, LLC, a Nevada**
limited liability company; ZELTOR, LLC,
a Nevada limited liability company;
VENTO INVESTMENTS, LLC, an
Arizona limited liability company; GUY
BERRY; VENTO FAMILY TRUST; and
DOES 1-100, inclusive,

Defendants.

21 By and through their, the parties listed below hereby stipulate that the Case Management
 22 Conference be continued to February 27, 2009 at 10:30 a.m., and ask the Court to enter an Order
 23 in accordance with this stipulation.

25 The Case Management Conference is presently set for November 21, 2008.

27 The reasons for the stipulation are that (1) service is pending to some named defendants,
 28 (2) not all named parties have yet appeared, (3) several parties already served have indicated

1 intent to respond by motion, and (4) Plaintiffs' counsel are engaged in informal discussions
2 regarding the liability and possible dismissal of KELLER WILLIAMS REALTY, INC., a Texas
3 corporation.

4
5 The parties to this Stipulation (and their counsel) are:

6
7 All PLAINTIFFS (Jeffrey M. Forster and Steven R. Levy);

8
9 KELLER WILLIAMS REALTY, INC., a Texas corporation (Gordon & Rees, LLP);

10
11 JONATHON VENTO; GRACE CAPITAL, LLC dba GRACE COMMUNITIES, an
12 Arizona limited liability company; DONALD ZELEZNAK; ZELEZNAK PROPERTY
13 MANAGEMENT, LLC dba KELLER WILLIAMS REALTY, an Arizona limited
14 liability company; Z LOFTS, LLC, an Arizona limited liability company; VENTO
15 INVESTMENTS, LLC, an Arizona limited liability company; VENTO FAMILY TRUST
16 (Greene, Chauvel, Descalso & Minoletti);

17
18 Solomon Capital, Inc., Equity Enterprises, Inc., and Guy Berry (Pinnacle Law Group,
19 LLP); and

20
21 PASTOR WILLIAM E. BUCHHOLZ; FAMILY COMMUNITY CHURCH, a California
22 corporate entity (Richard A. Kutche).

23
24 This Stipulation may be executed in multiple counterparts and by facsimile or other
25 equivalent electronic transmission signature(s).

26
27 Dated: November _____, 2008

28

JEFFREY M. FORSTER
Attorney for PLAINTIFFS

1
2 Dated: November _____, 2008

Gordon & Rees, LLP
By: MEAGAN E. LEARY
Attorneys for KELLER WILLIAMS REALTY, INC.,
a Texas corporation;

5
6 Dated: November _____, 2008

Greene, Chauvel, Descalso & Minoletti
By: MICHAEL G. DESCALSO
Attorneys for JONATHON VENTO; GRACE
CAPITAL, LLC dba GRACE COMMUNITIES, an
Arizona limited liability company; DONALD
ZELEZNAK; ZELEZNAK PROPERTY
MANAGEMENT, LLC dba KELLER WILLIAMS
REALTY, an Arizona limited liability company; Z
LOFTS, LLC, an Arizona limited liability company;
VENTO INVESTMENTS, LLC, an Arizona limited
liability company; VENTO FAMILY TRUST;

13
14 Dated: November _____, 2008

Pinnacle Law Group, LLP
By: WILLIAM W. SCHOFIELD
Attorneys for Defendants, Solomon Capital, Inc.,
Equity Enterprises, Inc., and Guy Berry

16
17 Dated: November _____, 2008

By: RICHARD KUTCHE
Attorney for Defendants, PASTOR WILLIAM E.
BUCHHOLZ, and FAMILY COMMUNITY
CHURCH, a California corporate entity

20
21 **ORDER**

22 The parties having so stipulated and GOOD CAUSE APPEARING,

23 IT IS HEREBY ORDERED that the Case Management Conference presently set for
24 November 21, 2008 is continued to February 27, 2009 at 10:30 a.m.

25 Dated: November _____, 2008

HON. RONALD M. WHYTE

11/16/2008 00:36 4089773141
11/17/2008 09:54 4082749000

FORSTER SEGAL
STEVEN LEVY

PAGE 01/01

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25 equivalent electronic transmission signature(s).

26
27 Dated: November 17, 2008

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JEFFREY M. FORSTER
Attorney for PLAINTIFFS

Nov-14-2008 09:41am From-G&R20THFLR

1
2 Dated: November 14, 2008


Gordon & Rees, LLP
By: MEAGAN E. LEARY
Attorneys for KELLER WILLIAMS REALTY, INC.,
a Texas corporation;

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By: MICHAEL G. DESCALSO
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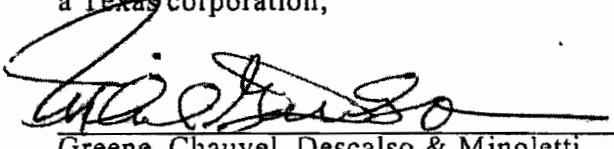
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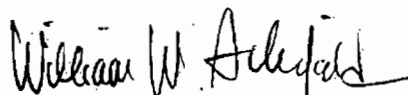
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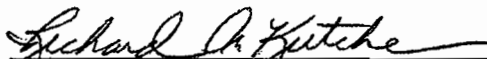
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25 Dated: November 18, 2008


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